

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Hans-Michael EGGENWEILER et al.

Examiner: Laura Stockton

Serial No.: 10/750,878

Group Art Unit: 1626

Filed: January 5, 2004

Confirmation No.: 3234

Title: IMIDAZOLE DERIVATIVES AS PHOSPHODIESTRASE VII INHIBITORS

**REQUEST FOR REJOINER**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

All claims elected in the present application are allowed. In accordance with MPEP §821.04, it is submitted that the non-elected method claims *must* be rejoined with the allowed product claims.

The decision of petition mailed October 13, 2006 is noted. That petition was dismissed for timeliness, and not on substantive matters. However, it is submitted that the policy set forth in MPEP § 821.04 mandates rejoining of the claims. The same is respectfully requested.

Respectfully submitted,

/Harry B. Shubin/

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Attorney Docket No.: MERCK-2412-D01  
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